

REMARKS

The Applicants do not believe that examination of the foregoing amendment will result in the introduction of new matter into the present application for invention. Therefore, the Applicant requests that the foregoing amendment be entered and that the claims to the present application, kindly, be reconsidered.

The Advisory Action dated September 30, 2005 has been received and considered by the Applicants. Claims 1-14 are pending in the present application for invention. The Advisory Action affirmed the rejection of Claims 1-14 made in the June 30, 2005 Final Office Action.

The Advisory Action affirms the rejection of Claims 1-2, 4 and 6-8 under the provisions of 35 U.S.C. §101, as not defining statutory subject matter. The Applicants, respectfully, submit that the foregoing amendment to the claims has defined the portion as being capable of being used to select that representation resulting in a determination of a category for the representation. This subject matter is discussed on page 7, lines 30-34 of the specification. The Applicants assert that Claims 1-2, 4 and 6, define a device, not a computer program, therefore the subject matter defined by Claims 1-2, 4 and 6 is clearly statutory subject matter.

The Advisory Action rejects Claims 1-2, 7-9 and 14 under the provisions of 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,317,141 issued in the name of Pavley et al. (hereinafter referred to as Pavley et al.). The foregoing amendment to the claims has defined the portion as being capable of being used to select that representation resulting in a determination of a category for the representation. This subject matter is discussed on page 7, lines 30-34 of the specification. The Applicants respectfully submit that Pavley et al. do not disclose or suggest a portion as being capable of being used to select that representation resulting in a determination of a category for the representation. Therefore, these claims are believed to allowable over Pavley et al.

The Advisory Action affirms the rejection of Claims 3, 8 and 10 under the provisions of 35 U.S.C. §103(a), as being unpatentable over Pavley et al. in view of U.S. Patent No. 5,237,648 issued to Mills et al. (hereinafter referred to as Mills et al.). The foregoing amendment to the claims has defined the portion as being capable of being used to select that representation resulting in a determination of a category for the representation. This subject matter is discussed on page 7, lines 30-34 of the specification. The Applicants respectfully

submit that Pavley et al. or Mills et al. do not disclose or suggest a portion as being capable of being used to select that representation resulting in a determination of a category for the representation. Therefore, these claims are believed to allowable over the combination of Pavley et al. and Mills et al.

The Advisory Action affirms the rejection of Claims 4, 8 and 11 under the provisions of 35 U.S.C. §103(a) as being unpatentable over Pavley et al. in view of U.S. Patent No. 6,259,432 issued to Yamada et al. (hereinafter referred to as Yamada et al.). The foregoing amendment to the claims has defined the portion as being capable of being used to select that representation resulting in a determination of a category for the representation. This subject matter is discussed on page 7, lines 30-34 of the specification. The Applicants respectfully submit that Pavley et al. or Yamada et al. do not disclose or suggest a portion as being capable of being used to select that representation resulting in a determination of a category for the representation. Therefore, these claims are believed to allowable over the combination of Pavley et al. and Yamada et al.

The Advisory Action rejects Claims 5, 8 and 12 under the provisions of 35 U.S.C. §103(a) as being unpatentable over Pavley et al. in view of U.S. Patent No. 6,211,879 issued to Soohoo (hereinafter referred to as Soohoo). The foregoing amendment to the claims has defined the portion as being capable of being used to select that representation resulting in a determination of a category for the representation. This subject matter is discussed on page 7, lines 30-34 of the specification. The Applicants respectfully submit that Pavley et al. or Soohoo do not disclose or suggest a portion as being capable of being used to select that representation resulting in a determination of a category for the representation. Therefore, these claims are believed to allowable over the combination of Pavley et al. and Soohoo.

The Advisory Action affirms the rejection of Claims 6, 8 and 13 under the provisions of 35 U.S.C. §103(a) as being unpatentable over Pavley et al. in view of U.S. Patent No. 6,437,802 issued to Kenny (hereinafter referred to as Kenny). The foregoing amendment to the claims has defined the portion as being capable of being used to select that representation resulting in a determination of a category for the representation. This subject matter is discussed on page 7, lines 30-34 of the specification. The Applicants respectfully submit that Pavley et al. or Kenny do not disclose or suggest a portion as being capable of being used to select that representation resulting in a determination of a category for the representation. Therefore, these

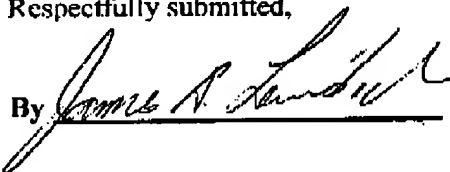
claims are believed to allowable over the combination of Payley et al. and Kenny.

Applicant is not aware of any additional patents, publications, or other information not previously submitted to the Patent and Trademark Office which would be required under 37 C.F.R. 1.99.

In view of the foregoing amendment and remarks, the Applicant believes that the present application is in condition for allowance, with such allowance being, respectfully, requested.

Please charge any required fees to deposit account 50-3745. Please credit any overpayments to the same account.

Respectfully submitted,

By 

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